

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of

)

) PRE-MUR 475

Mark Leggio

)

CERTIFICATION

I, Darlene Harris, recording secretary of the Federal Election Commission executive session, do hereby certify that on April 21, 2009, the Commission took the following actions in the above-captioned matter:

1. Failed by a vote of 3-3 to pass a motion to:

a) Open a MUR.

MUR # 6186

b) Find reason to believe that Mark Leggio knowingly and willfully violated 2 U.S.C. §§ 441f and 441a(a)(1)(A).

c) Enter into conciliation with Mark Leggio prior to a finding of probable cause to believe.

d) Approve the Factual and Legal Analysis, as recommended in the First General Counsel's Report dated March 18, 2009, subject to revision and any necessary technical and conforming amendments pursuant to the meeting discussion.

e) Approve the conciliation agreement, as recommended in the First General Counsel's Report dated March 18, 2009,

and any necessary technical and conforming amendments pursuant to the meeting discussion.

f) Approve the appropriate letter.

Commissioners Bauerly, Walther and Weintraub voted affirmatively for the motion. Commissioners Hunter, McGahn II, and Petersen dissented.

2. Decided by a vote of 6-0 to:

a) Open a MUR.

b) Find reason to believe that Mark Leggio violated 2 U.S.C. §§ 441f and 441a(a)(1)(A).

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c) _____

d) Approve the Factual and Legal Analysis, as recommended in the First General Counsel's Report dated March 18, 2009, subject to revision pursuant to the meeting discussion.

e) _____

Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther and Weintraub
voted affirmatively for the decision.

Attest:

April 22, 2009
Date

Darlene Harris
Darlene Harris
Deputy Secretary of the Commission

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